

Message Text

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ACTION IO-13

INFO OCT-01 ISO-00 IOE-00 SSO-00 NSCE-00 USIE-00 INRE-00
DHA-02 CIAE-00 DODE-00 PM-04 H-01 INR-07 L-03 NSAE-00
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FM USMISSION GENEVA

TO SECSTATE WASHDC IMMEDIATE 4535

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EO 11652: NA

TAGS: UN, SHUM

SUBJ: PROVISIONAL AGENDA FOR 33RD SESSION OF U.N. HUMAN RIGHTS
COMMISSION

REF: STATE 7567

1. MISSION CONTACTED HUMAN RIGHT DIVISION REGARDING
QUESTIONS RAISED IN REFTEL.

2. ACCORDING TO SECT AND CONFIRMED ON PAGE 171 OF THE
DOCUMENT ENTITLED "U.N. ACTIONS IN THE FIELD OF HUMAN
RIGHTS," ECOSOC AT ITS FIFTIETH SESSION IN 1971 DECIDED
THAT, "WITH EFFECT FROM THE DATE OF ITS RESOLUTION (1596
(L) OF 21 MAY 1971) MEMBER STATES WOULD BE ASKED TO SUB-
MIT PERIODIC REPORTS ONCE EACH TWO YEARS IN A CONTINUING
CYCLE: THE FIRST, ON CIVIL AND POLITICAL RIGHTS, TO BE
SUBMITTED IN 1972; THE SECOND, ON ECONOMIC, SOCIAL AND
CULTURAL RIGHTS IN 1974; THE THIRD ON FREEDOM OF INFORMA-
TION IN 1976."

3. FOLLOWING THIS SCHEDULE, IF LIBERTY OF MOVEMENT IS TO
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COINCIDE WITH THE PERIODIC REPORTS ON CIVIL AND
POLITICAL RIGHTS, THE ITEM WOULD NOT BE CONSIDERED
BEFORE THE 35TH SESSION OF HRC IN 1979.

4. WITH THE ABOVE MANDATE (PARA 2) HRD HAS PREPARED
THE PROVISIONAL AGENDA FOR THE 33RD SESSION OMITTING
THE LIBERTY OF MOVEMENT ITEM.

5. MISSION RECEIVED ANNOTATIONS TO THE PROVISIONAL AGENDA (E/CN.4/1219/ADD.1) JANUARY 12 AND IT IS BEING POUCHED TO THE DEPARTMENT JANUARY 14. IN THIS DOCUMENT UNDER ITEM 16 (PERIODIC REPORTS) ONLY TWO ECOSOC RESES ARE CITED: 1074C (XXXIX) AND 1596 (L). FROM A REVIEW OF THE RELEVANT RESES, IT APPEARS THAT ECOSOC, WHEN DRAFTING PARAGRAPH 5 OF RES 1788 (LIV), DID NOT TAKE INTO ACCOUNT THE CYCLE WHICH HAD BEEN ESTABLISHED IN RES 1596(L) THUS CREATING A CONFLICT. THE SECT SUGGESTS THAT THE USG MAY WISH TO RAISE THE ISSUE DURING THE 33RD HRC SESSION, WHEN ADOPTION OF THE AGENDA IS CONSIDERED AND ASK THAT THE PROBLEM BE RESOLVED.

6. SECT MEMBER MCCARTHY NOTED IN CONVERSATION WITH MISOFF THAT ISSUE OF THE RIGHT OF EVERYONE TO LEAVE ANY COUNTRY COULD BE CONSIDERED UNDER ITEM 12(B) AT THE 33RD SESSION SINCE THE PREPONDANCE OF SUCH VIOLATIONS ARE USUALLY REPORTED THROUGH COMMUNICATIONS TO THE HRD. HE ALSO NOTED THAT IT WOULD PROBABLY BE POSTPONED DUE TO THE HEAVY AGENDA BEFORE THE COMMISSION. CATTO

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